

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

TOMMY LEWIS, PRESIDENT, PRESIDING

October 5, 1998

A. CALL TO ORDER

The October 5, 1998, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Tommy Lewis of DeSoto County.

James Albert Riley Sheriff of DeSoto County was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Jessie Medlin-----District 1
Eugene C. Thach-----District 2
James D. Pearson-----District 3
John Caldwell-----District 4
Tommy Lewis-----District 5
W. E. “Sluggo” Davis-----Chancery Clerk
James Albert Riley-----Sheriff of DeSoto County
Clovis Reed-----County Administrator
William Austin-----Board Attorney

B. INVOCATION

The invocation was presented by Supervisor Eugene Thach.

C. APPROVAL OF SEPTEMBER MINUTES

The official minutes of the Board of Supervisors were read for the month of September, 1998. Pursuant to Section 19-3-27 of the Mississippi Code of 1972, annotated. Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to accept the minutes of the Board of Supervisor’s for September, 1998, with the addition of the notification from the FSA Office to terminate their lease agreement between DeSoto County and FSA. The **motion passed** by a vote as follows:

Jessie Medlin-----Yes
Eugene C. Thach-----Yes
James D. Pearson-----Yes
John Caldwell-----Yes
Tommy Lewis-----Yes

D. OLD BUSINESS

1. Appointment - Walls Sewer District

This item was held over until October 19th, 1998. ****See Exhibit D.1.****

2. Kentwood Parks

This item was held over. ****See Exhibit D.2.****

ITEM D.3, CONTINUED,

T.L.

3. Request from Board of Education to Make Delta View Road One Way During Certain Hours

Road Manager Kenny Gunn came before the Board of Supervisors concerning the request to make Delta View Road one way during certain hours. Mr. Gunn said he has looked at the area and he did not foresee any problems with Delta View Road being one-way going north during certain hours.

Supervisor John Caldwell made the motion, and Supervisor Jake Pearson seconded the motion at the recommendation of the Road Manager, Kenny Gunn to continue the order of September 21, 1998, to make Delta View Road one-way going north during the hours of 7:00-8:00AM and 1:30-2:30PM each day and to post signs of the change on Delta View Road. The **motion passed** by a unanimous vote.

4. Appointment of 2000 Census Contact

County Administrator, Clovis Reed, notified the Board of Supervisors that he had contacted the Governor's Office concerning their request to appoint a census contact and was told that they want the Board of Supervisors to find a contact. This item was held over. ****See Exhibit D.4.****

E. NEW BUSINESS

1. Authorization to move Voter Precinct in Walls to Library Location

Supervisor Eugene Thach made the motion, and Supervisor Jake Pearson seconded the motion to move the voter precinct in Walls previously located at the Central Maintenance barn to the James D. "Jake" Pearson Public Library/Community Center Location and to take the necessary steps to complete the previous order of the Board to move the Southaven west Precinct. The **motion passed** by a unanimous vote. ****See Exhibit E.1.****

2. Kenny Gunn - Road Report & Work Schedule

Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to accept the Road Report for September, 1998 and Work Schedule for October, 1998, pursuant to Section 65-17-7 of the Mississippi Code of 1972, annotated. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.2****

3. Dale Thompson, Comptroller

a. Claims Docket

- (1) Neal Appraisal Services**
- (2) Panola Construction**
- (3) Convention & Visitors Bureau**
- (4) Allied Bldg - Universal Steel Bldg**

Dale Thompson, Comptroller of the DeSoto County presented the claims docket. Bills in connection with the appraisals on Church Road, the DeSoto County Administration Building, the Civic Center, and the Allied Building were presented by copy to each supervisor. In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the claims docket and to approve the travel reimbursement for Jeannine Ruby and to change the claims docket from Marvin Johnson to Universal Steel Buildings and to approve the invoice for Memphis - Mississippi Annexation from Bridgeforth & Buntin in the amount of \$14,185.20 and to authorize the Chancery Clerk to pay the bills as presented by the Comptroller. The **motion passed** by unanimous vote. ****SEE EXHIBIT E.3.a.(1).(2).(3).(4)****

ITEM E.b, CONTINUED,

b. Budget Amendments

T.L.

(1) Accept Metro Narcotics Grant & Amend the FY99 Budget

At the recommendation of the Comptroller, supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to accept the Metro Grant under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 and to approve a budget amendment to the FY99 budget to reflect the actual award.

At the recommendation of Dale Thompson, supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve a petty cash for Metro Narcotics in the amount of \$5,000 and \$400 from forfeitures. The **motion passed** by a unanimous vote. ****See Exhibit D.3.1.(b)****

(2) Carry over Fire Funds for FY98 and to authorize Comptroller to disburse funds

Supervisor Eugene Thach made the motion, and Supervisor John Caldwell seconded the motion to carry over Fire Funds for FY98, and to authorize the Comptroller to disburse funds to fire departments. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.3.b.2****

c. Investment of Surplus Funds

In accordance with Section 19-2-29 of the Mississippi Code, which states that whenever any county shall have on hand any bond and interest funds, any funds derived from the sale of bonds, special funds, or any other funds in excess of the sums which will be required to meet the current needs and demands of no more than seven (7) business days, the Board of Supervisors of such county shall invest such excess funds.

At the recommendation of the Comptroller, Dale Thompson, Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the investment of surplus funds to First American Bank, who was the high bidder that placed their bid as follows:

<u>DATE OF INVESTMENT</u>	<u>BANK</u>	<u>AMOUNT</u>	<u>RATE</u>
9/25/98	FIRST AMERICAN	\$ 6,000,000.00	5.050
10/1/98	FIRST AMERICAN	\$ 5,705,000.00	5.250
10/1/98	FIRST AMERICAN	\$ 2,600,000.00	5.250

The **motion passed** by unanimous vote. ****SEE EXHIBIT E.3.c****

d. New Mileage Reimbursement Rate

The Comptroller, Dale Thompson presented a new mileage reimbursement rate, adopted by the State of Mississippi, effective October 1, 1998. Ms. Thompson said the mileage reimbursement rate for state employees is now 32.5 cents per mile.

Supervisor Eugene Thach made the motion, and Supervisor Jessie Medlin seconded the motion to adopt the new mileage reimbursement rate of 32.5 cents per mile, effective October 1, 1998, for county employees. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.3.d****

ITEM E.4, CONTINUED,

1. Chancery Court - Allowances

Allowances for the Chancery Court Clerk were presented to the Board of Supervisors

T.L.

for the September, 1998, term in the amount of \$ 2,576.66. Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to approve the Chancery Clerk Allowances pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.4.****

2. Inventory Control Dispositions & Inventory Report

Bonnie Gatlin presented the Inventory Control Dispositions and Inventory Report to the Board of Supervisors for approval.

Supervisor Jake Pearson asked Ms. Gatlin where items go when they are disposed of. Ms. Gatlin replied, they either go to the landfill or are held in storage for auction.

Supervisor John Caldwell asked if the Inventory Clerk would state on report what happens to the item to be disposed of.

Ms. Gatlin said she personally had taken the inventory, asked the various departments where items were and was told the items were thrown out. Supervisor John Caldwell stated, “items thrown out was not acceptable”, as no item can be disposed of without the Board’s approval.

Supervisor Tommy Lewis said the reports should list where the item went, such as landfill, or storage. Supervisor Jake Pearson said findings and facts could not be considered if the item cannot be found. Supervisor John Caldwell said Ms. Gatlin is the Inventory Control Clerk, and all departments should supply the correct information. When they don’t, Ms. Gatlin should inform the Board of Supervisors.

County Administrator, Clovis Reed asked Ms. Gatlin if inventory was becoming a full time job. Ms. Gatlin replied, yes. Supervisor Eugene Thach asked Ms. Gatlin approximately how many inventory items the County has. Ms. Gatlin replied, approximately 20,000 items on inventory. Supervisor Jake Pearson said maybe the Board of Supervisors needs to hire a full time employee for the position of Inventory Control Clerk.

Supervisor John Caldwell said the inventory disposition presented is not correct and therefore unacceptable. Supervisor Tommy Lewis said disposition of items should state exactly if the item was non-repairable, stored for auction, or sent to the landfill. Supervisor Lewis said items listed as unknown designation is not acceptable to the Board. Supervisor John Caldwell suggested an internal audit of items designated as unknown.

Supervisor Jake Pearson asked Ms. Gatlin if all equipment owned by the County has a serial number. Ms. Gatlin replied, yes, and all items are listed on a computer printout with proper description of item with the serial number. Supervisor Eugene Thach said the weed eaters and chain saws on the list were probably stolen, however, the inventory disposition shows location unknown, and this is not acceptable to the Board.

Supervisor Jessie Medlin said a memo should go out to every department head stating the Board of Supervisors must have an exact inventory disposition of items being disposed of, as the Board of Supervisors would no longer accept an unknown location.

ITEM E.5, CONTINUED,

Ms. Gatlin said the inventory is complete through September 30, 1998, and she has informed all department heads and assistant inventory clerks the proper procedures for disposing of county inventory. Supervisor Tommy Lewis directed Ms. Gatlin to meet with Kenneth Evans, and Kenny Gunn to correct Inventory Control Dispositions, and then bring them back before the

Board of Supervisors for approval.

Supervisor Eugene Thach asked when the bar coding is coming. Ms. Gatlin said she decided not to do that now.

Ms. Gatlin said the inventory is complete through September 30, 1998.

6. Bailiff Pay

Pursuant to Section 25-7-27, Section 1, paragraph (e) which allows for Constables working as Bailiffs to be paid as provided under Section 25-3-69, of Mississippi Code of 1973, Annotated, Supervisor John Caldwell made the motion and Supervisor Jake Pearson seconded the motion to pay Tommy Carr the amount of \$ 200.00 for the month of September, 1998; to pay Joe Holmes the amount of \$240.00 for the month of September, 1998; to pay Jerry Easley the amount of \$ 280.00 for the month of September, 1998, for their service as bailiff for DeSoto County Justice Court. The **motion passed** by a unanimous vote.

****SEE EXHIBIT E.6.****

1. Justice Court Report

Justice Court Clerk Linda Aldridge presented the Justice Court Report to the Board of Supervisors for the month of September.

Supervisor John Caldwell made the motion and Supervisor Jake Pearson seconded the motion to accept the Justice Court Report as presented by Linda Aldridge, for the month of September, 1998, pursuant to Section 9-11-19 of the Mississippi Code of 1972, Annotated. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.7****

1. Sheriff Department - "Employee Report"

Supervisor John Caldwell made the motion and Supervisor Eugene Thach seconded the motion to acknowledge receipt of the Sheriff's Department Employee Reports for the month of September, 1998. The report is attached and made a part of the minutes in Exhibit E.8. The **motion passed** by a unanimous vote. **** SEE EXHIBIT E.8****

2. Publication of Board Proceeding

Supervisor Eugene Thach made the motion and Supervisor Tommy Lewis seconded the motion to approve the publication of Board Proceedings in connection with Section 19-3-33 of the Mississippi Code which states that the Board of Supervisors may have its proceedings published in some newspaper in the county, and cause the same to be paid for out of the county treasury. The **motion passed** by a unanimous vote.

ITEM E.10, CONTINUED,

10. Quarterly Budget Allocation

- a. Sheriff's Dept
- b. Tax Assessor
- c. Tax Collector

T.L.

a. Sheriff’s Department

In accordance with Section 27-1-32 of the Mississippi Code of 1972, which states the Board of Supervisors shall, at its first meeting of each quarter beginning on October 1, January 1, April 1, and July 1, appropriate a lump sum for the offices of sheriff for the expenses of his office during the current quarter, Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to approve the quarterly allocations for the Sheriff’s Department listed below as recommended by the Comptroller.

Sheriff’s Department.....	\$ 153,191.00
Sheriff’s Aviation Department.....	\$ 11,250.00
Patrol/Law Enforcement.....	\$ 697,554.00
Cust. Of Prisoners/Jail.....	\$ 296,612.00
Prisoner Medical.....	\$ 83,750.00
Juvenile.....	\$ 45,180.00
Rescue Unit.....	\$ 800.00

The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.10.a****

b. Tax Assessor

In accordance with Section 27-1-32 of the Mississippi Code of 1972, which states the Board of Supervisors shall, at its first meeting of each quarter beginning on October 1, January 1, April 1, and July 1, appropriate a lump sum for the office of tax assessor for the expenses of his office during the current quarter, Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to approve the quarterly allocations for the Tax Assessor in the amount of \$ 130,865.00 as recommended by the Comptroller. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.10.b****

c. Tax Collector

In accordance with Section 27-1-32 of the Mississippi Code of 1972, which states the Board of Supervisors shall, at its first meeting of each quarter beginning on October 1, January 1, April 1, and July 1, appropriate a lump sum for the office of tax collector for the expenses of his office during the current quarter, Supervisor Eugene Thach made the motion and Supervisor John Caldwell seconded the motion to approve the quarterly allocations for the Tax Collector listed below as recommended by the Comptroller.

Tax Collector.....	\$ 169,275.00
Municipal Tax Fees.....	\$ 5,870.00

The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.10.c****

ITEM E.11, CONTINUED,

11. Approval of Travel

Supervisor Eugene Thach reminded the Board of Supervisors that the fall meeting will be held in Hattiesburg on October 13th & 14th. In accordance with Section 25-3-41 Mississippi Code of 1972, as amended, any official or employee of DeSoto County, Mississippi, is hereby authorized to travel during the period of October 5, 1998 to November 2, 1998, as necessary and incur travel expenses in the performance of their official duties for DeSoto County. That all such

T.L.

travel is hereby authorized contingent on funds being available in the departmental budget of the individual traveling. Supervisor Eugene Thach made the motion to authorize travel for all officials and employees of DeSoto County for the period of October 5, 1998 to November 2, 1998. Supervisor Jake Pearson seconded the motion. The **motion passed** by a unanimous vote.

12. Authorization for County Administrator to Open Bids on October 27, 1998

a. Jail Renovation - 2:00

Supervisor John Caldwell made the motion and Supervisor James Pearson seconded the motion to approve the County Administrator to open bids on October 27, 1998, at 2:00 p.m. for the Jail Renovation. The **motion passed** by a unanimous vote.

13. Authorization for County Administrator to Open Bids on October 20, 1998

a. Pest Control in County Buildings - 10:00

Supervisor John Caldwell made the motion and Supervisor James Pearson seconded the motion to approve the County Administrator to open bids on October 20th, 1998, at 10:00 a.m for the Pest Control in County Buildings. The **motion passed** by a unanimous vote.

****SEE EXHIBIT E.13.a****

14. Nesbit Water

a. Approval of Request for Cash, Approval of bill E.T.Davis at \$ 633.60, Austin Law Firm for \$ 1,691.50 and authorize clerk to pay from grant funds or matching funds.

County Administrator Clovis Reed presented a request for cash in the amount of \$33,409.04 in connection with the Nesbit Water Project; bills in the amount of \$ 633.60 for E. T. Davis and Austin Law Firm for \$ 1,691.50. Mr. Reed said the request for cash has been approved by the Project Engineer Edward T. Davis and Nesbit Water Association. The bills are to be paid from the matching grand funds.

At the recommendation of the County Administrator Supervisor John Caldwell made the motion, and Supervisor Jessie Medlin seconded the motion to approve the request for cash and bills for \$ 633.60 for E. T. Davis, \$ 1,691.50 for Austin Law Firm and authorized the clerk to pay from grant funds and matching funds. The **motion passed** by a unanimous vote.

****SEE EXHIBIT E.14.a****

b. Approval of making extension of Grant part of the minutes

Supervisor John Caldwell made the motion, and Supervisor Jessie Medlin seconded the motion to approve making extension of Nesbit Water Project Grant part of the minutes. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.14.b****

ITEM E.14.c, CONTINUED,

c. Approval of Summary Change Order for Grant

The County Administrator, Clovis Reed, presented a Change Orders in the amount of \$ 251,706.85 for Nesbit Water Association. Mr. Reed explained the contract price due to this change order will be decreased by \$ 6,569.33, and the contract time will be increased by 57 calendar days.

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to

approve the Change Order to Nesbit Water Project in the amount of \$ 251,276.18. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.14.c****

15. FSA - Approval of making Termination of Lease part of the minutes

Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion to approve making fully executed termination of lease with FSA Committee part of the minutes, in accordance with CC-2, Lease of Real Property, paragraph 4. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.15****

16. Metro Narcotics - Gary Smith - Request for County or Sheriff to match grant

Gary Smith of Metro Narcotics appeared before the Board of Supervisors requesting funds to match Metro Narcotics grant in the amount of \$ 59,203.00. Mr. Smith said last year the match was paid by Metro Narcotics out of their forfeitures, however, this depleted their funds. Mr. Smith said Metro Narcotics cannot operate on its own, as this is a proven fact.

Sheriff James Albert Riley asked Gary Smith if \$ 10,000.00 would be enough to operate on until Metro has its auction. Mr. Smith said he was not sure if \$ 10,000.00 would be enough due to expenses for buying drugs and paying informants. Mr. Smith said last year revenues were \$ 68,077.00 and expenses were \$ 36,000.00 for FY98.

County Administrator, Clovis Reed asked Gary Smith approximately how much revenue would Metro Narcotics receive from the auction. Mr. Smith replied, hopefully revenues will be higher than from last year's auction.

Supervisor John Caldwell said he was concerned about matching the grant before the auction. Supervisor Caldwell said if matching grant is made before the auction, Metro Narcotics could possibly still be short on funding or possibly have a padded budget.

Supervisor Eugene Thach recommended funding the match to \$ 21,000.00. Supervisor John Caldwell said if the County is going to match the grant for Metro Narcotics, then he has a problem with Metro Narcotics being so independent. County Administrator, Clovis Reed asked Mr. Smith regarding the grant application, did he have to have a certain number of cases. Mr. Smith replied, DeSoto County has had a 15% - 18% increase over last year. Sheriff James Albert Riley said the Metro Narcotics Unit is doing a good job.

Supervisor Tommy Lewis said if the County matches the grant dollar for dollar, when revenues come in for Metro Narcotics, the County cannot recoup any of the funding. Supervisor John Caldwell asked Gary Smith when the auction would be held. Mr. Smith replied, after three (3) weeks of advertisement, hopefully, by the 1st of November, 1998.

Supervisor Tommy Lewis asked if funding could be placed by line item in the Sheriff's Department. This way money not used could be returned to the County.

ITEM E.16, CONTINUED,

Supervisor Jessie Medlin made the motion and John Caldwell seconded the motion. After discussion Supervisor John Caldwell withdrew his second and the motion died for lack of a second.

Supervisor Jake Pearson recommended funding the match after the auction sale. No motion nor votes were taken on this issue.

17. Temporary Approval for Gary Smith to Sign Purchase Requisitions

The Board of Supervisors approved temporary approval for Gary Smith of Metro Narcotics to sign purchase requisitions due to Metro Narcotics Secretary, Bridgette Herring, being out on maternity leave. Supervisor Eugene Thach made the motion, and Supervisor John Caldwell seconded the motion, at the recommendation of Sheriff James Albert Riley, to approve temporary privileges for Gary Smith of Metro Narcotics to sign purchase requisitions. The **motion passed** by a unanimous vote.

18. Franklin Collection - Making full executed contract with Franklin Collections part of the minutes

Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion to approve making the fully executed contract with Franklin Collection Service part of the minutes, as recommended by the County Administrator. The **motion passed** by a unanimous vote.

19. Contract for negotiations with BFI

The County Administrator, Clovis Reed presented a letter of intent from Mr. Chip Barton in connection with bid specifications for rural garbage collection. Mr. Reed said Mr. Barton is very knowledgeable of this issue.

Supervisor Eugene Thach asked when BFI’s contract would expire. Mr. Reed replied, this contract with BFI would expire at year ending 1999.

Supervisor Jessie Medlin asked if there could possibly be any other consultants in this field which the Board of Supervisors could interview.

Supervisor Eugene Thach made the motion, and Supervisor John Caldwell seconded the motion to take this issue under advisement, and discuss the issue again on Wednesday, October 7th, 1998.

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----Yes
Supervisor Eugene Thach-----Yes
Supervisor James D. Pearson-----Absent
Supervisor John Caldwell-----Yes
Supervisor Tommy Lewis-----Yes

****SEE EXHIBIT E.19****

ITEM E.20, CONTINUED,

20. Approval for MAPGA Workshop

- a. Bonnie Gatlin**
- b. Ann Richmond**

Vanessa Lynchard notified the Board of Supervisors of the annual MAPGA Workshop to be held October 11th - 14th, 1998, in Biloxi, Mississippi. Vanessa Lynchard explained that Ann Richmond is certified as the County Receiving Clerk and has never gone to any workshops to get updates. According to Bonnie Gatlin there are other duties for the receiving clerk and Vanessa

Lynchard recommended authorization for Ann Richmond to go to the MAGPA convention as well.

Supervisor Tommy Lewis made the motion, and Supervisor Jessie Medlin seconded the motion for Bonnie Gatlin and Ann Richmond to attend the MAPGA Workshop, October 11th - 14th, 1998 in Biloxi, Mississippi. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----Yes
Supervisor Eugene Thach-----Yes
Supervisor James D. Pearson-----No
Supervisor John Caldwell-----No
Supervisor Tommy Lewis-----Yes

****SEE EXHIBIT E.20.a.b.****

21. Request to use Courthouse - 4-HClub

Vanessa Lynchard notified the Board of Supervisors that the Eudora Pioneers 4-H Club has requested the use of the Courthouse for a Fire Safety display October 6th - 9th, 1998. A table display with materials for the public to take and be placed in the rotunda. The 4-H Club will also have a drawing on Friday, October 9th, 1998 to give away smoke detectors and batteries for smoke detectors.

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the Eudora Pioneers 4-H Club the use of the Courthouse for a Fire Safety display October 6th - 9th, 1998. The **motion passed** by a unanimous vote. ****SEE EXHIBIT E.21****

22. Bobby Storey - Request to transfer car from Civil Defense

Bobby Storey, Director of EMS notified the Board of Supervisors, T.H. Walker, Director of Civil Defense received his new vehicle, therefore the Civil Defense has one (1) extra vehicle. Mr. Storey is requesting the transfer of this extra vehicle from the Civil Defense department to the Chief and Deputy Chief of Fairhaven Volunteer Fire Department, as they are in need of a vehicle.

Supervisor Tommy Lewis made the motion, and Supervisor Jessie Medlin seconded the motion to transfer the extra vehicle from the Civil Defense department to the Chief and Deputy Chief of Fairhaven Fire Department. The **motion failed** by a vote as follows:

Supervisor Jessie Medlin-----Yes
Supervisor Eugene Thach-----No
Supervisor James D. Pearson-----No
Supervisor John Caldwell-----No
Supervisor Tommy Lewis-----Yes

ITEM F., CONTINUED,

F. EXECUTIVE SESSION

The “Executive Session” portion of this meeting is presented under the portion of minutes called “Executive Session.

G. OTHER ITEMS

1. Night Court - Linda Aldridge

T.L.

Supervisor Eugene Thach asked if Justice Court was ready for night court. Justice Court Clerk, Linda Aldridge notified the Board of Supervisors her department was not ready yet, as adjustments would need to be made for night court. Ms. Aldridge asked the Board of Supervisors if she is to pay employees overtime or give comp time in connection with night court.

Ms. Aldridge said night court would require two (2) employees. Supervisor Eugene Thach asked if it would be legal for employees to receive comp time. Board Attorney, Bill Austin said if this going to be a permanent change, working hours would need to be changed to reflect the permanent change.

Supervisor Eugene Thach asked if night court session is later than 9 p.m., do we pay overtime. Supervisor Jessie Medlin asked how would holiday pay be handled if night court was held during the week of a holiday.

Ms. Aldridge again asked if the employees are going to have a choice in overtime or comp time in connection with night court. Ms. Aldridge also requested a printer for the courtroom, as the Judges do not want the office opened during night court sessions.

2. Cherry Valley Park

Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion subject to the review of the Comptroller, Dale Thompson, to pay up to \$ 8,000.00 to the City of Southaven for maintenance and upkeep of Cherry Valley Park. The **motion passed** by a unanimous vote. **** See Exhibit G.2.****

3. Kenny Gunn - Purchase of Equipment

Road Manager, Kenny Gunn asked the Board of Supervisors if they had looked at a list of equipment he would like to purchase that was presented in the September 21, 1998, meeting. Mr. Gunn said he would like to purchase equipment used to widen roads. Mr. Gunn said the approximate cost of this equipment is \$ 100,000.00, however this machine could replace one (1) road grader.

Supervisor John Caldwell asked Mr. Gunn if the machine is faster or cleaner. Mr. Gunn replied, both. Supervisor Eugene Thach asked if he was requesting to go out for bids. Mr. Gunn said he would need a motion to go out for bids on this machinery. Supervisor John Caldwell said the cost involved sounds high, and asked Mr. Gunn if he could speak with a county who has seen the benefits of this particular machinery.

Supervisor Eugene Thach asked Mr. Gunn how long the gravel shoulders will hold before we need to go back and re-gravel. Mr. Gunn replied, it should last until the County decides to overlay again. Supervisor Eugene Thach suggested to go out for bids and see if the Road Department can afford the equipment. Supervisor Tommy Lewis asked Mr. Gunn if this would save materials. Mr. Gunn replied about the same amount of materials would be used, it would just be easier and cleaner.

ITEM G.3, CONTINUED,

Supervisor John Caldwell asked Mr. Gunn what kind of time is frame involved. Mr. Gunn said he did not know until he gets into the process.

Supervisor Jessie Medlin said he had rather see another sweeper and use two (2) small trucks for gravel. Supervisor Medlin said he would like to see the shoulder gravel done in 2 - 3 months.

Supervisor John Caldwell asked Mr. Gunn the approximate cost of renting this equipment. Mr. Gunn said he was not sure of the cost, but he estimated at least \$ 3,000.00 a month for rental.

Mr. Gunn said if felt sure if the purchase of this machine was approved, he could sell the Caterpillar Road Grader for approximately \$ 40,000.00 and apply this towards the purchase of the new equipment.

Supervisor Tommy Lewis asked if a truck attachment was available.

Supervisor Eugene Thach pointed out that DeSoto County has less gravel roads than most counties.

Supervisor John Caldwell said thee is no need getting quotes if the Board of Supervisors is not planning to purchase the equipment.

4. Couch's Store

Supervisor John Caldwell asked Board Attorney, Bill Austin if the Board hired the Austin Law Firm to handle condemnation procedures for Couch's Store in connection with the right of way. Mr. Austin replied, he has not received a description of this project taken.

5. Prisoner Medical Contract

Vanessa Lynchard notified the Board of Supervisors she had been informed by the Board Attorney, Bill Austin, that the Board of Supervisors cannot extend a two (2) year contract to Dr. Robert Meacham, as this contract must read to end with the Board of Supervisors term of office. Mr. Reed said a clause can be added to the contract to state the new Board of Supervisors must ratify this contract.

6. Dale Thompson, Comptroller - Request for Authority to Approve Certain Budget Amendments

Comptroller, Dale Thompson notified the Board of Supervisors departments are already over budget in certain line items. Ms. Thompson asked the Board of Supervisors for authority to move money from one line item to another line item to cover expenses with the exception of salaries.

Ms. Thompson said the problem arose in several departments due to the budget cuts made in dues/subscription line item. Ms. Thompson said these departments have money in another line item that can be moved into the dues/subscription line item to cover these expenses.

Supervisor Eugene Thach made the motion, and Supervisor John Caldwell seconded the motion to authorize Comptroller, Dale Thompson to move money from one line item to another line item within a department budget for expenditures with the exception of salaries. The **motion passed** by a unanimous vote.

ITEM G.7, CONTINUED,

7. Travel - Mileage Reimbursement

Comptroller Dale Thompson asked if it is ok to pay mileage for county employees who go to school. Supervisor Tommy Lewis asked if mileage is paid to and from if an employee is going to school. Supervisor John Caldwell said if the County is funding the employee's education, an agreement should be in place guaranteeing a time frame that the employee shall work for the County after education process is complete. No motions were made on this issue.

8. EMS Restructure

Bobby Storey requested guidance from the Board of Supervisors in connection with the restructuring of the EMS centralized billing. Mr. Storey suggested a hiring a centralized billing clerk earlier and this was approved by the Board of Supervisors. Mr. Storey said whomever is hired for this position will need to be extremely knowledgeable of Medicare/Medicaid/Private Pay Insurance. Mr. Storey said he has technicians willing to help in the training of a new hire for this position.

Mr. Storey said at the present time, the EMS employees are handling the collections. Mr. Storey said as of today his department has answered 2,921 calls. Supervisor Jessie Medlin asked Mr. Storey if all calls from residents are paid at time of services rendered. Mr. Storey replied, no, as there are residents who have no insurance coverage or limited coverage and they do set up monthly payments for the services. Mr. Storey this is approximately 20% of the population.

County Administrator, Clovis Reed recommended with proper guidelines, leaving the EMS Collection department under the direction of Bobby Storey, Director of EMS. Supervisor John Caldwell asked Mr. Storey recommendations for handling collections. Mr. Storey said he would like to request to advertise for a new hire to fill the position of EMS collection, as this would free up his technicians in the field.

Supervisor John Caldwell made the motion, and Supervisor Eugene Thach seconded the motion for Director Bobby Storey to advertise for a new hire to handle the EMS collections. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----No
Supervisor Eugene Thach-----Yes
Supervisor James D. Pearson-----Yes
Supervisor John Caldwell-----Yes
Supervisor Tommy Lewis-----Yes

1. Appointment - Election Commissioner

Supervisor Eugene Thach said he understands that Nell McCormack has decided not to run for State Senate. Supervisor Eugene Thach asked, since the Board of Supervisors did not appoint anyone to replace her, could she serve in the vacancy in the Election Commission. Board Attorney, Bill Austin, said that since the Board of Supervisors accepted Ms. McCormacks resignation, the Board would have to appoint her if they want her to serve as Election Commissioner.

ITEM G.10, CONTINUED,

10. Interfund Loan - Solid Waste

At the recommendation of the Comptroller, Dale Thompson, Supervisor Jessie Medlin made the motion and Supervisor Eugene Thach seconded the motion to approve Interfund Loan in the amount of \$300,000 for Solid Waste until tax collections came in to pay BFI as follows:

From: 006-000-053 \$300,000.00
To: 112-000-148 \$300,000.00

T.L.

The **motion passed** by a unanimous vote. ****See Exhibit G.10****

11. Budget Transfer - Fire

At the recommendation of the Comptroller, Dale Thompson, pursuant to Section 19-11-19, Mississippi Code of 1972, Annotated, Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to transfer \$13,674.00for the fire inspectors FY99 budget for the DeSoto County Fire Department as follows:

From:	001 900 950	\$13,674.00
To:	101 000 384	\$13,674.00

The **motion passed** by a unanimous vote. ***8See Exhibit G.11****

12. Amendment - Animal Control

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, and at the recommendation of the Comptroller, Dale Thompson, Supervisor Tommy Lewis made the motion and Supervisor Eugene Thach seconded the motion to amend the FY99 budget to increase 001-411-710 by \$7,500.00 and lower contingency 001-900-901 by \$7,500.00. The **motion passed** by a unanimous vote.

13. Request to go out for bids for Ambulance

At the recommendation of Bobby Storey, Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion to go out for bids for one (1) or more ambulances. The **motion passed** by a unanimous vote.

14. Angie Drive

Supervisor Tommy Lewis presented a petition from Robertson residents requesting authorization for Angie Road to become a public road.

Supervisor Jessie Medlin made the motion, and Supervisor Eugene Thach seconded the motion to appoint a committee of Supervisor John Caldwell and Supervisor Jake Pearson to review Angie Road to become a public road. The **motion passed** by a unanimous vote.
****SEE EXHIBIT G.14****

Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to recess until Wednesday, October 7, 1998 at 9:00 a.m. The **motion passed** by a unanimous vote.

THIS the 5th day of October, 1998, these minutes have been read and approved by the DeSoto County Board of Supervisors.

TOMMY LEWIS, President
DeSoto County Board of Supervisors

T.L.